

**FILED**

DEC 21 2011

ROBERT D. DENNIS, CLERK  
U.S. DIST. COURT, WESTERN DIST. OF OKLA.  
BY ad DEPUTY

IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF OKLAHOMA

GARY MORRIS and CANDICE MORRIS,

Plaintiffs,

vs.

CENTURY 21 ALL PRO REALTY et al.,

Defendants.


No. CIV-11-1298-W

**ORDER**

Plaintiffs Gary Morris and Candice Morris and defendants Century 21 All Pro Realty Mary L. Berry, Jennifer L. Wiewel, Ronald W. Murray and Laretta M. Murray are DIRECTED to submit argument and authority on or before January 6, 2012, and address in a memorandum, which shall not exceed ten (10) pages in length, whether or not the instant matter should be dismissed in its entirety under the doctrine of "claim splitting," which is "an aspect of res judicata[, or claim preclusion upon which the foregoing defendants have relied] . . . ." Katz v. Gerardi, 655 F.3d 1212, 1218 (10<sup>th</sup> Cir. 2011) (citation omitted).

The Court DIRECTS the Clerk of the Court to mail or electronically transmit a copy of this Order to each party who has entered an appearance in this lawsuit and to show proof of the same by an entry on the docket.

ENTERED this 21<sup>st</sup> day of December, 2011.

  
LEE R. WEST  
UNITED STATES DISTRICT JUDGE